

1  
2  
3 UNITED STATES DISTRICT COURT  
4 DISTRICT OF NEVADA

5 \* \* \*

6 BANK OF NEW YORK MELLON,

Case No. 2:17-cv-01195-APG-PAL

7 Plaintiff,

ORDER

8 v.

(Stip Ext Time – ECF No. 98)

9 FOOTHILLS AT MACDONALD RANCH  
MASTER ASSOCIATION, et al.,

10 Defendants.

11 Before the court is the parties' Stipulation and Order to Extend Time to File Motions for  
12 Summary Judgment (ECF No. 98).


13 The parties request that the court extend the deadline for filing dispositive motions until 30  
14 days after the district judge decides pending dispositive motions to dismiss, and that the joint  
15 pretrial order be extended until 60 days after decision. Discovery closed November 2, 2018 and  
16 this stipulation was filed the day dispositive motions were due pursuant to the court's discovery  
17 plan and scheduling order. The stipulation is therefore untimely.

18 Defendant Foothills timely filed its motion for summary judgment. The parties do not  
19 explain what issues would have been addressed in the dispositive motions if the pending motions  
20 to dismiss are denied. Having reviewed and considered the matter,

21 **IT IS ORDERED** that:

- 22 1. The parties' Stipulation (ECF No. 98) is **NOT APPROVED** and is **DENIED**.  
23 2. The parties will have 30 days from decision of the pending motions to dismiss or  
24 motion for summary judgment filed by Foothills, whichever is later, to file the joint  
25 pretrial order.

26 DATED this 26th day of December 2018.

27   
28 PEGGY A. LEEN  
UNITED STATES MAGISTRATE JUDGE